



426522

BURNS & LEVINSON LLP

DAVID P. ROSENBLATT
617.345.3330
DROSENBLATT@BURNSLEV.COM

125 SUMMER STREET BOSTON, MA 02110
T 617.345.3000 F 617.345.3299
BURNSLEV.COM

January 19, 2012

Michelle Kerr, Remedial Project Manager
U.S. Environmental Protection Agency – Region 5
Superfund Division (SR-6J)
77 West Jackson Blvd.
Chicago, IL 60604-3590

Re: Chemetco Site – International Metal Corp.

Dear Ms. Kerr:

I am counsel to International Metal Corp. (“International”). This letter is written in response to EPA’s general notice letter regarding the Chemetco Site (“Site”) dated November 30, 2011. Please note that International has already submitted a detailed response to an EPA Information Request regarding the Site on May 6, 2008.

EPA’s November 30, 2011 EPA letter requested that International indicate its interest in participating in future negotiations regarding the Site. Please be advised that it is International’s position that it has several defenses to liability including that its transactions with Chemetco are exempt under the scrap metal exemption set forth in Section 127 of CERCLA. Further, even if the Section 127 exemption or other defenses did not apply, International was a very small customer of Chemetco. Accordingly, while International denies that it has any liability with respect to the Site, it would consider participating in a de minimis settlement with a nominal payment share in order to resolve this matter and eliminate transaction costs.

Please contact me if, and when, a de minimis settlement proposal is available for review.

Very truly yours,

David P. Rosenblatt

DPR:rs

cc: Mr. Bruce Balder

01670209.DOC\